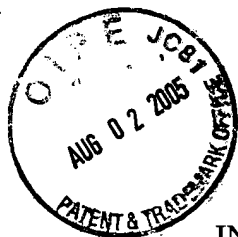


08-04-05

BAP
JFW

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Marcey L. Kelly, et al.	Docket No. :	IL-10707
Serial No. :	09/964,029	Art Unit :	2161
Filed :	09/26/2001	Examiner :	Etienne Pierre Leroux
For :	SOFTWARE DISTRIBUTION SYSTEM		

**NOTICE OF APPEAL FROM THE DECISION OF THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed May 5, 2005 finally rejecting Claim 6.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of
other than a small entity.

☒ a small entity.

A verified statement
is attached

☒ already filed.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 CFR 1.17(e) the fee for filing the Notice of Appeal is:

☒ small entity \$250.00

other than a small entity \$500.00

Notice of Appeal fee due \$250.00

EXPRESS CERTIFICATE OF MAILING

Express Mail Certificate No. EV653277622US

I hereby certify that this correspondence (in triplicate) is, on the date shown below, being:

MAILING

FACSIMILE

☒ deposited with the United States Postal
Service "Express Mail Post Office to Addressee"

☐ transmitted by facsimile to the
Patent and Trademark Office

Service under 37 CFR 1.10 on the date indicated below and is addressed to the Mail Stop AF,
Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

August 2, 2005
Date

Kathy Raymond
Kathy Raymond

08/05/2005 SDENBOB1 00000001 120695 09964029

01 FC:2401

250.00 DA

3. EXTENSION OF TIME


Applicant petitions for an extension of time under 37 CFR 1.136

Calculation of extension fee (37 CFR 1.17(a)-(d)):

Total months <u>requested</u>	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$120.00	\$60.00
two month	\$450.00	\$225.00
three month	\$1,020.00	\$510.00
four month	\$1,590.00	\$795.00
five month	\$2,160.00	\$1,080.00
	Fee	<u>\$0.00</u>

4. FEE PAYMENT

- Charge Account No. 12-0695 in the amount of \$250.00.
- Charge Account No. 12-0695 for any additional extension and/or fee required or credit for any excess fee paid.



Eddie E. Scott
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Livermore, CA 94550

Attorney for Applicants
Registration No. 25,220
Telephone No. (925) 424-6897

Date: August 1, 2005